

1 DANIEL G. BOGDEN  
United States Attorney  
2 Nevada Bar No. 2137  
MICHAEL A. HUMPHREYS  
3 Assistant United States Attorney  
Lloyd D. George United States Courthouse  
4 333 Las Vegas Boulevard South, Suite 5000  
Las Vegas, Nevada 89101  
5 Telephone: (702) 388-6336  
Facsimile: (702) 388-6787  
6 E-mail: Michael.Humphreys@usdoj.gov  
Counsel for the United States of America  
7  
8  
9

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA, )  
13 )  
Plaintiff, )  
14 )  
v. ) 2:11-CV-039-RLH (LRL)  
15 )  
\$48,920.00 IN UNITED STATES CURRENCY, )  
16 )  
Defendant. )

17 DEFAULT JUDGMENT OF FORFEITURE

18 The United States filed a verified Complaint for Forfeiture in Rem on January 10, 2011.

19 Docket #1. The Complaint (#1) alleges the defendant property:

- 20 a. was furnished or was intended to be furnished in exchange for controlled  
21 substances in violation of Title II of the Controlled Substances Act, 21 U.S.C.  
22 Section 801, *et seq.*, and is subject to forfeiture pursuant to 21 U.S.C. Section  
23 881(a)(6).
- 24 b. is proceeds traceable to exchanges of controlled substances in violation of Title  
25 II of the Controlled Substances Act, 21 U.S.C. Section 801, *et seq.*, and is  
26 subject to forfeiture pursuant to 21 U.S.C. Section 881(a)(6).

1           c.       was used or intended to be used to facilitate violations of Title II of the  
2                   Controlled Substances Act, 21 U.S.C. Section 801, *et seq.*, and is subject to  
3                   forfeiture pursuant to 21 U.S.C. Section 881(a)(6).

4           It appearing that process was fully issued in this action and returned according to law;

5           On April 13, 2011, the Court entered an Order for Summons and Warrant of Arrest in Rem  
6           for the Property and Notice and issued the Summons and Warrant of Arrest in Rem. #3, #4.

7           Pursuant to the Order (#3), the Complaint (#1), the Order (#3), the Summons and Warrant  
8           (#4), and the Notice of Complaint for Forfeiture (#4) were served on the defendant property, and the  
9           Notice was published according to law. #5. All persons interested in the defendant property were  
10          required to file their claims with the Clerk of the Court within 30 days of the publication of the Notice  
11          or within 35 days of actual notice of this action, as applicable, followed by the filing of an answer to  
12          the Complaint within 21 days after the filing of their respective claims. #1, #3, #4, #5.

13          Public notice of the forfeiture action and arrest was given to all persons and entities by  
14          publication on the official government website [www.forfeiture.gov](http://www.forfeiture.gov) from April 21, 2011, through May  
15          20, 2011. #5, p. 2-4.

16          On July 19, 2011 Notice of Filing Service of Process was entered attaching the United States  
17          Marshals Service's Return on Service of Process evidencing service of process on all interested parties  
18          by personal service, regular mail and/or certified return receipt mail as follows:

19           a)     April 20, 2011: John Allen Youngblood c/o Shawn R. Perez, Attorney, by personal  
20           service. #8, p. 2-4;

21           b)     May 24, 2011: Shawn R. Perez, Attorney, by personal service. #8, p.5-19.

22          On May 26, 2011, the Notice of Filing Proof of Publication Process was filed. #5.

23          On July 5, 2011, the United States filed a Settlement Agreement, Stipulation for Entry of  
24          Judgment of Forfeiture as to John Allen Youngblood, and Order, regarding the \$48,920.00 in United  
25          States Currency. John Allen Youngblood waived, among other things, service of process. #7.

26          ...

1 On July 7, 2011, the Court entered the Order granting the Settlement Agreement,  
2 Stipulation for Entry of Judgment of Forfeiture as to John Allen Youngblood, and Order. #7.

3 No other person or entity has filed a claim, answer, or responsive pleading within the time  
4 permitted by 18 U.S.C. § 983(a)(4) and Fed. R. Civ. P. Supp. Rule G(4) and (5).

5 On March 13, 2012, the United States filed a Request for Entry of Default against the  
6 defendant property and all persons or entities who claim an interest in the defendant property in the  
7 above-entitled action. #9.

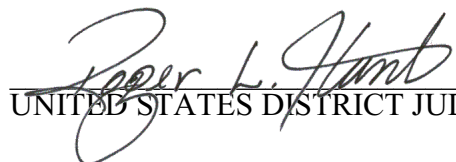
8 On March 14, 2012, the Clerk of the Court entered a Default against the defendant property  
9 and all persons or entities who claim an interest in the defendant property in the above-entitled action.  
10 #10.

11 The allegations of the Complaint are sustained by the evidence and are adopted as findings  
12 of fact. The Court concludes as a matter of law that the United States is entitled to the relief requested  
13 in the Complaint.

14 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that  
15 Default Judgment of Forfeiture be entered against the defendant property and all persons or entities  
16 who claim an interest in the defendant property in the above-entitled action.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that said property be, and the  
18 same is hereby forfeited to the United States of America, and no right, title, or interest in the property  
19 shall exist in any other party.

20 IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was reasonable  
21 cause for the seizure or arrest of the defendant property.

22  
23   
24 UNITED STATES DISTRICT JUDGE

25 DATED: March 15, 2012  
26